# **Price Agreement Amendment**

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908** 

Page 1 of 1 Printed: 9/15/2005

RI ANALYTICAL LABORATORIES INC 41 ILLINOIS AVE **WARWICK RI 02888** N D 0 R

ASBESTOS ABATEMENT CONSULT

Amendment Date: 09/14/2005 Original Award Date: 10/27/2004

> Buyer: O'HARA, JOHN F Phone #: (401) 222 - 2142 ext. 125 FOB: F.O.B., Destination

Terms: Net 30

Change Order Number

**Award Number** 68M00315416

Effective Period:

10/01/2004 - 09/30/2006

**ADMINISTRATION MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA** 

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**ADMINISTRATION MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA** С

Change Order Note: CHANGE ORDER #1

ADMINISTRATION MPA-194 B04294  em Class-Item Bid # Requisition # Unit Unit Price  CHANGE ORDER #1  CHANGE TO PO #68M00315416 DATED 10/27/04  CHANGE EFFECTIVE PERIOD: FROM: 10/1/04 - 9/30/05 TO: 10/1/04 - 9/30/06	tem Class-Item Bid # Requisition # Unit Unit Price  CHANGE ORDER #1  CHANGE TO PO #68M00315416 DATED 10/27/04  CHANGE EFFECTIVE PERIOD: FROM: 10/1/04 - 9/30/05		Department				Bid Number	C/O Req#
CHANGE ORDER #1  CHANGE TO PO #68M00315416 DATED 10/27/04  CHANGE EFFECTIVE PERIOD: FROM: 10/1/04 - 9/30/05	CHANGE ORDER #1  CHANGE TO PO #68M00315416 DATED 10/27/04  CHANGE EFFECTIVE PERIOD: FROM: 10/1/04 - 9/30/05	ADMINISTRATION		N	MPA-194	B04294		
CHANGE TO PO #68M00315416 DATED 10/27/04  CHANGE EFFECTIVE PERIOD: FROM: 10/1/04 - 9/30/05	CHANGE TO PO #68M00315416 DATED 10/27/04  CHANGE EFFECTIVE PERIOD: FROM: 10/1/04 - 9/30/05	tem	Class-Item	Bid#	Requisition #		Unit	Unit Price
CHANGE EFFECTIVE PERIOD: FROM: 10/1/04 - 9/30/05	CHANGE EFFECTIVE PERIOD: FROM: 10/1/04 - 9/30/05		CHANGE ORDER	R #1				
FROM: 10/1/04 - 9/30/05	FROM: 10/1/04 - 9/30/05		CHANGE TO PO	#68M00315416 DATE	D 10/27/04			
			FROM: 10/1/04 -	9/30/05				

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at www.purchasing.state.ri.us.

Delivery of goods or services as described herein shall be deemed acceptance of these requirements.

STATE PURCHASING AGENT/DESIGNEE							
ACCOUNTING	DATE RELEASED						

**Award Number** 

68M00315416

41 ILLNOIS AVE

WARWICK RI 02888

**ADMINISTRATION** 

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RI ANALYTICAL LABORATORIES INC

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908** 

Date: 10/27/2004

Page 1 of 7

Printed: 11/1/2004

**ASBESTOS ABATEMENT CONSULT** 

Effective Period:

10/1/04 - 9/30/05

STATE PURCHASING AGENT/DESIGNEE

**ADMINISTRATION** 

	TER PRICE AGREEMENT EASE AGAINST RI MPA	Buyer: JOHN O'HARA Shipping: F.O.B., Destination Terms: Net 30		ASTER PRICE A ELEASE AGAINS	
	Departmen		Bid Number	Requisition Number	
	ADMINISTRAT	TION	MPA-194	B04294	
Item				Unit	Unit Price
	10/1/04 - 9/30/05 WITH OPTION T	O RENEW FOR ONE ADDITIONAL	_ YEAR		
	MASTER PRICE AGREEMENT #1	94			
	agreement or in the bid preceding commitment on the part of the state or volumes specifically released duspecifically authorized, as described ENTIRE AGREEMENT - This NOT release(s) against it shall be subjective forth in the Request/Bid Number of Contracts for the State of Rhode Is Regulations promulgated pursuant State of Rhode Island. This NOTIC State of Rhode Island and the Ven	IOT AN ORDER. Any quantity refer it are estimates only and do not reprete to any level of billing activity, other in the term. No action is to be talked herein under AUTHORIZATION ATTICE OF AWARD, with all attachment to: (1) the specifications, terms arted herein, (2) the General Terms a sland and (3) all provisions of, and the tot, Title 37, Chapter 2 of the General Terms and the tot. No assignment of rights or reswritten permission of the State Purc	resent a r than for quantities ken except as AND RELEASE.  Ints, and any and conditions set and Conditions of the Rules and tral Laws of the ment between the ponsibility will be		
	CANCELLATION, TERMINATION and EXTENSION - This Price Agreement shall automatically terminate as of the date(s) described under CONTRACT PERIOD unless this Price Agreement is altered by formal amendment by the State Purchasing Agent or his designee upon mutual agreement between the State and the Vendor.				
	AUTHORIZATION AND RELEASE. In no event shall the Vendor deliver goods or provide service until such time as a duly authorized release document is certified by the ordering Agency.				
	using the pricing and format set for described in the Master Blanket an Agreement, unless specifically note	all be created by the agency listing th in the Master Blanket. All pricing d is considered to be fixed and firm ed to the contrary herein. All prices , or other additional charges will not	g shall be as for the term of the include prepaid		

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908** 

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MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA	Buyer: JOHN O'HARA Shipping: F.O.B., Destination Terms: Net 30		ASTER PRICE A ELEASE AGAINS	
Departmen	Bid Number	Requisition Number		
ADMINISTRAT	ADMINISTRATION MPA-194			
Item			Unit	Unit Price
COMPENSATION, PUBLIC LIABIU INSURANCE, PROFESSIONAL LI OMISSIONS), BUILDER'S RISK IN ENVIRONMENTAL IMPAIRMENT OPERATION (MARINE OR AIRCE SUBMITTED TO THE SPECIFIC A OF THE PURCHASE ORDER. CE BEGINNING OF ANY CONTRACT PERIOD OF A CONTRACT. FAIL CERTIFICATION MAY BE GROUI THIS IS A MULTI-YEAR BID/CON CONTRACT OBLIGATIONS BEYOTO AVAILABILITY OF FUNDS. CINITIAL FISCAL YEAR WILL BE A TERMINATION MAY BE EFFECTIFACTORS SUCH AS UNSATISFADETERMINATION BY THE STATE TO REVISE THE SCOPE AND NEMANAGEMENT OWNER DETERMINANGEMENT OWNER DETERMINATION BY THE STATE GOODS/SERVICES.  REPORTS - The Vendor agrees to activity against this Price Agreeme shall include usage by municipalitic shall contain the following data: (1 each line item in the price agreeme	E CERTIFICATES FOR WORKERS LITY, PROPERTY DAMAGE INSUF ABILITY INSURANCE (AKA ERROSSURANCE, SCHOOL BUSING AU (AKA POLLUTION CONTROL), VERAFT) PROTECTION & INDEMNITY AGENCY IDENTIFIED IN THE "BILIFICATES ARE ANNUALLY DUTA PERIOD BEYOND THE INITIAL TO URE TO PROVIDE ANNUAL INSUNDS FOR CANCELLATION.  TRACT. PER RHODE ISLAND STAND THE CURRENT FISCAL YEAR ONTINUATION OF THE CONTRACT THE DISCRETION OF THE STATE BASED UPON ACTORY PERFORMANCE OR THE TO DISCONTINUE THE GOODS OF THE TYPE OF	RANCE, AUTO PRS & JTO LIABILITY, ESSEL Y, ETC., MUST BE L TO" SECTION JE PRIOR TO THE WELVE-MONTH RANCE  ATE LAW 37-2-33, R ARE SUBJECT CT BEYOND THE TE. DETERMINING E JERVICES, OR SERVICES, OR SERVICES; ALSO E THE NEED FOR  DOORTS describing ent, such reports untity shipped for the price		

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

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CAPITOL HILL **PROVIDENCE RI 02908** 

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Date: 10/27/2004 Buyer: JOHN O'HARA

Shipping: F.O.B., Destination

Terms: Net 30

**ADMINISTRATION** 

MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA

	Department			Bid Number	Requisition Number
	ADMINISTRATION MPA-194			B04294	
Item				Unit	Unit Price
	Reports must be submitted to the RI named in this notice, identifying the Quarterly reports shall be due 45 ca submit required reports shall be con may be considered, at the discretior the termination of the agreement an possible suspension from participati	Agreement number and the Repo lendar days after the end of each sidered a breach of the contracto of the State Purchasing Agent, s d other outstanding agreements a	orting Period. quarter. Failure to r's obligations and ufficient cause for and orders, and		
	IN NO EVENT WILL ANY INDIVIDU PRIOR APPROVAL OF THE OFFIC		000.00 WITHOUT		
	THIS PURCHASE ORDER IS AWARD COMPLIANCE.	RDED SUBJECT TO EQUAL OP	PORTUNITY		
	STATEWIDE APPLICABILITY - Political Subdivisions (cities, towns, schools, quasi-public agencies), as authorized by law, may participate in this Agreement. All ordering and billing shall be between the vendor and the political subdivision (only).				
	EVERY PERSON OR BUSINESS ENTITY PROVIDING GOODS OR SERVICES AT A COST OF \$5000 CUMULATED VALUE IS REQUIRED TO FILE AN AFFIDAVIT REGARDING POLITICAL CAMPAIGN CONTRIBUTIONS WITH THE RI STATE BOARD OF ELECTIONS EVEN IF NO REPORTABLE CAMPAIGN CONTRIBUTIONS HAVE BEEN MADE. (RI GENERAL LAW 17-27) FORMS OBTAINED AT BOARD OF ELECTIONS, CAMPAIGN FINANCE DIVISION, 50 BRANCH AVENUE, PROVIDENCE, RI 02904 (401-222-2056).				
	VENDOR IS RESPONSIBLE TO COPERMITS REQUIRED FOR THIS T LICENSE REQUIREMENTS, VEND THAT ANY/ALL WORK RELATED T WHICH REQUIRES A RHODE ISLA INDIVIDUAL(S) HOLDING A VALID	YPE OF SERVICE. IN ADDITIO OR, BY SUBMISSION OF THE E TO THIS BID, AND ANY SUBSEC AND LICENSE(S), SHALL BE PEI	N TO THESE BID, CERTIFIES QUENT AWARD		
	NO TRAVEL, NO MILEAGE, NO MI PORTAL.	SCELLANEOUS CHARGES, ANI	D NO PORTAL TO		

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RI ANALYTICAL LABORATORIES INC

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908** 

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**ASBESTOS ABATEMENT CONSULT** 

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STATE PURCHASING AGENT/DESIGNEE

ADMINISTRATION

ADMINISTRATION MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA T O	Date: 10/27/2004  Buyer: JOHN O'HARA  Shipping: F.O.B., Destination  Terms: Net 30	N M	DMINISTRATION ASTER PRICE A ELEASE AGAINS	GREEMENT		
Departmen	Department					
ADMINISTRA	ADMINISTRATION MPA-194					
Item			Unit	Unit Price		
SERVICES TO THE STATE, INCI OF ASBESTOS ABATEMENT PL PREPARATION OF GRANT OR I ABATEMENT ACTIVITIES, AND I WITH THIS WORK.  PAYMENT WILL BE ON A TIME I AS LISTED IN THE AWARD. AN COMPENSATED FOR AT DIRECT A. ABATEMENT PROJECT ELEI  1.0 ASBESTOS INSPECTION CONS DEFINED AS AN INDIVIDUAL WI (1) WILL CONDUCT INSPECTION LOCATIONS OF FRIABLE AND N (ACM): (2) WILL COLLECT BULK FRIABLE SURFACING MATERIA THERMAL SYSTEMS INSULATION RELATED ACTIVITIES.  RELATED ACTIVITIES FOR PUR	ULTANT HO (UNDER THE DOH REGULATONS AND REINSPECTIONS TO IDEN NONFRIABLE ASBESTOS CONTAINS AMPLES OF HOMOGENEOUS AILS; (3) WILL CONDUCT SURVEILL ON, AND/OR (4) WILL DISCHARGE	PREPARATION STANCE IN S FOR MS ASSOCIATED  E RATES TO BE BE  DRY DEFINITION) NTIFY NING MATERIAL AREAS OF LANCE OF TOTHER SUCH	HR	35.00		

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

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CAPITOL HILL **PROVIDENCE RI 02908** 

RI ANALYTICAL LABORATORIES INC 41 ILLNOIS AVE Ε WARWICK RI 02888 N D 0 R

**ASBESTOS ABATEMENT CONSULT** 

**Award Number** Effective Period:

68M00315416 10/1/04 - 9/30/05

**ADMINISTRATION** Н **MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA** Р 0

Date: 10/27/2004 Buyer: JOHN O'HARA

Shipping: F.O.B., Destination

Terms: Net 30

**ADMINISTRATION** MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA

			E		
	Department			Bid Number	Requisition Number
	ADMINISTRATION MPA-194				
Item				Unit	Unit Price
2.0	ASBESTOS PROJECT DESIGNER CONSULTANT			HR	40.00
	DEFINED AS AN INDIVIDUAL WHO (UNDER THE DOH REGUL (1) WILL DESIGN ALL TYPES OF ABATEMENT ACTIONS AS D RHODE ISLAND "RULES AND REGULATIONS FOR ASBESTOS (2) WHO WILL DISCHARGE OTHER SUCH RELATED ACTIVITI OF THIS BID SPECIFICATION, INCLUDING THE PREPARATIO ABATEMENT PLAN AND ANY SERVICES OF A DRAFTSMAN A COMPLETE THE ABATEMENT PLAN.	EFINED BY THE S CONTROL" AND IES FOR PURPOSI IN OF THE ASBES	OR ES		
3.0	.0 PROJECT MONITOR				30.00
	DEFINED AS THE INDIVIDUAL WHOSE RESPONSIBILITY IT WILL BE TO COLLECT AIR SAMPLES AND OVERSEE THE ABATEMENT PROJECT TO ASSURE COMPLIANCE WITH STATE AND/OR FEDERAL REGULATIONS RELATED TO THE ABATEMENT PROJECT.				
	B. ANALYTICAL SERVICES				
4.0	AIR SAMPLES (PCM) 24 HOUR TURNAROUND			EA	5.00
5.0	AIR SAMPLES (PCM) 4 HOUR TURNAROUND			EA	5.00
6.0	0 AIR SAMPLES (TEM) 5 WORKING DAY TURNAROUND		EA	50.00	
7.0	AIR SAMPLES (TEM) 3 WORKING DAY TURNAROUND			EA	60.00

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STATE PURCHASING AGENT/DESIGNEE

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS CAPITOL HILL **PROVIDENCE RI 02908** 

RI ANALYTICAL LABORATORIES INC 41 ILLNOIS AVE Ε WARWICK RI 02888 N D 0 R

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Date: 10/27/2004 Buyer: JOHN O'HARA

Shipping: F.O.B., Destination

Terms: Net 30

**ADMINISTRATION** MASTER PRICE AGREEMENT RELEASE AGAINST RI MPA

	Terms. Net 30				
	Department			Bid Number	Requisition Number
	ADMINISTRATION MPA-194			B04294	
Item	em em				Unit Price
8.0	AIR SAMPLES (TEM) 24 HOUR TURNAROUND			EA	70.00
9.0	.0 BULK SAMPLES (PLM) 5 WORKING DAY TURNAROUND			EA	8.00
10.0	BULK SAMPLES (PLM) 24 HOUR TURNAROUND			EA	12.00
11.0	0 BULK SAMPLES (PLM) 4 HOUR TURNAROUND			EA	15.00
	VENDORS TAKE NOTICE:				
	1. LABOR OVER 8 HOURS PER DAY, AFTER 5:00 PM OR ON SATURDAYS WILL BE PAID AT ONE AND ONE-HALF TIMES THE STATED RATES.				
	2. LABOR ON SUNDAYS AND HOLIDAYS WILL BE PAID AT TWO TIMES THE STATED RATES.				
	3. PRICES ARE FOR VENDOR SERVICES ON SITE. MILEAGE AND TRAVEL TIME SHALL NOT BE CHARGED BY THE VENDOR OR ALLOWED BY THE STATE.				
	4. THE VENDOR SHALL BE REQUIRED TO ATTACH COPIES OF EMPLOYEE TIME SHEETS TO EACH INVOICE FOR SERVICES SUBMITTED. TIME SHEET TO INDICATE CLASS OF STAFF, HOURS WORKED, AND TYPE OF WORK ACCOMPLISHED.				
	5. IN NO EVENT WILL ANY INDIVIDUAL WORK ORDER EXCEED \$5,000.00 WITHOUT PRIOR APPROVAL OF THE DIVISION OF PURCHASES.				
	6. QUARTERLY REPORTS OF ACTIVITY AS SPECIFIED IN THE INSTRUCTIONS ARE EMPHASIZED AS A REQUIREMENT FOR T				

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WARWICK RI 02888

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RI ANALYTICAL LABORATORIES INC

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS **CAPITOL HILL PROVIDENCE RI 02908** 

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ADMINISTRATION

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ADMINISTRATION MPA-194 B04294	P T O	RELEA	ER PRICE AGREEMENT ASE AGAINST RI MPA	Buyer: JOHN O'HARA Shipping: F.O.B., Destination Terms: Net 30		ASTER PRICE A ELEASE AGAINS	
Item  DELIVERY OF GOODS OR SERVICES AS REQUESTED BY AGENCY. PAYMENTS WILL BE AUTHORIZED UPON SUBMISSION OF PROPERLY RENDERED INVOICES TO THE RECEIVING AGENCY. ANY UNUSED BALANCE AT END OF BLANKET PERIOD IS AUTOMATICALLY CANCELLED.  VENDOR TELEPHONE #: 401-737-8500			Departmen	Bid Number	Requisition Number		
DELIVERY OF GOODS OR SERVICES AS REQUESTED BY AGENCY. PAYMENTS WILL BE AUTHORIZED UPON SUBMISSION OF PROPERLY RENDERED INVOICES TO THE RECEIVING AGENCY. ANY UNUSED BALANCE AT END OF BLANKET PERIOD IS AUTOMATICALLY CANCELLED.  VENDOR TELEPHONE #: 401-737-8500			ADMINISTRAT	TION	MPA-194	B04294	
WILL BE AUTHORIZED UPON SUBMISSION OF PROPERLY RENDERED INVOICES TO THE RECEIVING AGENCY. ANY UNUSED BALANCE AT END OF BLANKET PERIOD IS AUTOMATICALLY CANCELLED.  VENDOR TELEPHONE #: 401-737-8500	li	Item				Unit	Unit Price
			WILL BE AUTHORIZED UPON SU TO THE RECEIVING AGENCY. A PERIOD IS AUTOMATICALLY CA VENDOR TELEPHONE #: 401-73	JBMISSION OF PROPERLY REND ANY UNUSED BALANCE AT END ( NCELLED.	ERED INVOICES		

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### TERMS AND CONDITIONS OF PRICING AGREEMENT

**SCOPE AND LIMITATIONS** - This Agreement covers requirements as described herein, ordered by State agencies during the Agreement Period. No additional or alternative requirements are covered, unless added to the Agreement by formal amendment by the State Purchasing Agent or his designee.

Under State Purchasing Law, 37-2-54, "no purchase or contract shall be binding on the state or any agency thereof unless approved by the department [of administration] or made under general regulations which the chief purchasing officer may prescribe." Under State Purchasing Regulation 8.2.1.1.2, "any alleged oral agreement or arrangements made by a bidder or contractor with any agency or an employee of the Office of Purchases may be disregarded and shall not be binding on the state."

**PRODUCT ACCEPTANCE** - All merchandise offered or otherwise provided shall be new, of prime manufacture, and of first quality unless otherwise specified by the State. The State reserves the right to reject all nonconforming goods, and to cause their return for credit or replacement, at the State's option.

- a) Failure by the state to discover latent defect(s) or concealed damage or non-conformance shall not foreclose the State's right to subsequently reject the goods in question.
- b) Formal or informal acceptance by the State of non-conforming goods shall not constitute a precedent for successive receipts or procurements.

Where the vendor fails to cure the defect promptly or replace the goods, the State reserves the right to cancel the Release, contract with a different vendor, and to invoice the original vendor for any differential in price over the original contract price.

### ORDER AUTHORIZATION AND RELEASE AGAINST PRICING AGREEMENT

In no event shall the Vendor deliver goods or provide service until such time as a duly authorized release document is certified by the ordering Agency.

<u>State Agencies</u> shall request release as follows: All releases shall reference the Price Agreement number, the Contract Issue number, the item(s) covered, and the unit pricing in the same format as described herein.

A Department Purchase Order (DPO) listing the items ordered shall be created by the agency. The agency may mail or fax a copy of the order to the Vendor. In some cases the agency may request delivery by telephone, but must provide the Vendor with a DPO Order Number reference for billing purposes. Vendors are encouraged to require written orders to assure payments are processed accurately and promptly.

<u>DELIVERY</u> – If this is an MPA, Vendor will obtain "ship to" information from each participating agency. This information will be contained in the DPO. APA delivery information will be contained in the Notice of Award.

**PRICING** - All pricing shall be as described herein, and is considered to be fixed and firm for the term of the Agreement, unless specifically noted to the contrary herein. All prices include prepaid freight. Freight, taxes, surcharges, or other additional charges will not be honored unless reflected herein.

**INVOICING** – All invoices shall reference the DPO Order Number(s), Price Agreement number, the Contract Issue number, the item(s) covered, and the unit pricing in the same format as described herein. If this is an MPA, Vendor will obtain "bill to" information from each participating agency. This information will be contained in the DPO. APA billing information will be contained in the Notice of Award.

<u>PAYMENT</u> - Invoices for items not received, not priced according to contract or for work not yet performed will not be honored. No payment will be processed to any vendor for whom there is no IRS W-9 on file with the State Controller.